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*Attorneys for Defendants Schindler Elevator Corporation and  
Macy's Retail Holdings, LLC, d/b/a Macy's Inc.*

**UNITED STATES DISTRICT COURT**

**FOR THE STATE OF NEVADA**

MARTHA DELIA MACIAS SANCHEZ, an  
individual, CESAR IVAN MARQUEZ, an  
individual,

Plaintiffs,

vs.

FASHION SHOW MALL, LLC, a foreign  
corporation; SCHINDLER ELEVATOR  
CORPORATION, a foreign corporation;  
MACY'S RETAIL HOLDINGS, LLC, d/b/a  
MACY'S INC. and DOES I through X,  
inclusive; and ROE CORPORATIONS I  
through V, inclusive;

Defendants

**Case No. 2:24-CV-02086-APG-EJY**

**STIPULATION AND ORDER TO  
EXTEND DISCOVERY DEADLINES**

**(2<sup>nd</sup> Request)**

IT IS STIPULATED AND AGREED, by and between Plaintiffs Martha Delia Macias Sanchez and Cesar Ivan Marquez, by and through their attorneys of record, Matthew W. Hoffmann, Esq. and Tyler M. Crawford, Esq. of Atkinson Watkins & Hoffmann, LLP d/b/a Battle Born Injury Lawyers, and Defendants Schindler Elevator Corporation and Macy's Retail Holdings, LLC, d/b/a Macy's Inc., by and through their attorneys of record, Jay J. Schuttert, Esq. and Skylar Arakawa-Pamphilon, Esq. of Evans Fears Schuttert McNulty Mickus, that the discovery deadlines

1 in the Order to Extend Discovery (First Request) [ECF NO. 28] be continued by an additional  
2 ninety (90) days as follows:

3 **I. DISCOVERY COMPLETED TO DATE**

- 4 • Defendant Schindler Elevator Corporation produced its Initial Fed. R. Civ. P. 26(a)  
5 Disclosure on served on January 2, 2025.
- 6 • Plaintiffs produced their Initial Fed. R. Civ. P. 26(a) Disclosures on January 21, 2025.
- 7 • Defendant Macy's Retail Holdings, LLC produced its Initial Fed. R. Civ. P. 26(a)  
8 Disclosure on January 30, 2025.
- 9 • Defendant Fashion Show Mall, LLC produced its Initial Fed. R. Civ. P. 26(a) Disclosure  
10 on January 30, 2025.
- 11 • Plaintiffs served written discovery to Defendant Macy's Retail Holding on February 5,  
12 2025.
- 13 • Schindler served written discovery to Plaintiffs on February 28, 2025.
- 14 • Defendant Schindler produced its First Supplement to its Initial Fed. R. Civ. P. 26(a)  
15 Disclosure on March 12, 2025.
- 16 • Defendant Macy's produced its First Supplement to its Initial Fed. R. Civ. P. 26(a)  
17 Disclosure on March 18, 2025.
- 18 • Defendant Macy's produced its Second Supplement to its Initial Fed. R. Civ. P. 26(a)  
19 Disclosure on March 31, 2025.
- 20 • Defendant Macys' responded to Plaintiffs' first set of written discovery on April 10, 2025.
- 21 • Plaintiffs responded to Schindler's first set of written discovery on April 11, 2025.

22 **II. DISCOVERY TO BE COMPLETED**

- 23 • The deposition of Plaintiff Cesar Ivan Marquez, scheduled for June 11, 2025.
- 24 • The deposition of Plaintiff Martha Delia Macias Sanchez, set for June 12, 2025.
- 25 • The deposition of Defendant Schindler's 30(b)(6) Representative, scheduled for June 17,  
26 2025.
- 27 • The deposition of Defendant Macy's 30(b)(6) Representative, to the extent necessary.
- 28 • Disclosure of expert witnesses.

- 1 • The depositions of expert witnesses.
- 2 • The independent medical examination of Plaintiff Martha Delia Macias Sanchez, as needed.
- 3 • The independent medical examination of Plaintiff Cesar Ivan Marquez, as needed.

4 **III. REASONS DISCOVERY WAS NOT COMPLETED AND GOOD CAUSE**  
5 **FOR A DISCOVERY EXTENSION**

6 The parties have been working diligently to complete discovery in this case now the case  
7 has been streamlined and Defendant Fashion Show Mall has been dismissed. At least three  
8 depositions and two FRCP 35 medical examinations need to be conducted before the parties serve  
9 their expert disclosures, including the FRCP 30(b)(6) deposition of Schindler's corporate  
10 representative. Scheduling conflicts for the FRCP 30(b)(6) witness and counsel impede the parties'  
11 ability to conduct this with adequate time before Plaintiffs' June 2, 2025 expert disclosure deadline.  
12 Further, the parties have agreed that, to the extent Plaintiffs are unable to ascertain the information  
13 they seek from Schindler's corporate representative, Plaintiffs will notice the deposition of Macy's  
14 FRCP 30(b)(6) representative thereafter. As a result, Plaintiffs need adequate time to potentially  
15 conduct the Macy's FRCP 30(b)(6) deposition before their June 2, 2025 expert disclosure deadline  
16 as well. And though Plaintiffs have not yet been deposed, their medical records indicate they are  
17 claiming residual symptoms which will likely necessitate independent medical examinations.  
18 Defendants need adequate time to potentially conduct those examinations before the expert  
19 disclosure deadlines. In order for the parties to conduct the aforementioned depositions as well as  
20 both potential IMEs with adequate time before the expert discovery disclosure deadlines, Plaintiff  
21 and Defendants agree with the proposed extension of the current discovery deadlines by 90 days.  
22 Accordingly, no party is prejudiced by the additional time necessary to conduct the remaining  
23 discovery and to prepare for expert discovery. Counsel for the parties have been diligently working  
24 together to prepare this stipulation and obtain an extension of the current discovery deadlines. All  
25 of the foregoing circumstances constitute good cause to extend the remaining discovery deadlines,  
26 and the parties jointly and in good faith request this Court enter an Order extending the discovery  
27 deadlines in accordance with their stipulation. There is no trial date set in this case.

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**~~PROPOSED~~ REVISED DISCOVERY PLAN**

The parties hereby stipulate to and propose the following amendments to the current scheduling deadlines:

	<b>Old Deadline</b>	<b>New Deadline</b>
Final date to amend pleadings		
or add parties:	June 2, 2025	September 2, 2025
Plaintiff's initial expert disclosures:	June 2, 2025	September 2, 2025
Defendants' initial expert disclosures:	June 30, 2025	September 29, 2025
Rebuttal expert disclosures:	August 1, 2025	November 3, 2025
Discovery cut off:	August 29, 2025	December 1, 2025
Dispositive motions:	September 29, 2025	December 29, 2025
Pre-Trial Order:	September 29, 2025	January 28, 2026 <sup>1</sup>
No trial date has been set.		

SUBMITTED BY THE FOLLOWING COUNSEL OF RECORD:

Dated: April 22, 2025.

**EVANS FEARS SCHUTTERT MCNULTY  
MICKUS**

**ATKINSON WATKINS & HOFFMAN,  
LLP d/b/a BATTLE BORN INJURY  
LAWYERS**

/s/ Jay J. Schuttart

/s/ Tyler M. Crawford

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Corporation and Macy's Retail Holdings, LLC,  
d/b/a Macy's Inc.*

*Attorneys for Plaintiffs*

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<sup>1</sup> The requested new pre-trial order deadline is 30 days after the requested new dispositive motion deadline, consistent with LR 26-1(b)(5).

**~~PROPOSED~~ ORDER**

IT IS SO ORDERED. Based upon the foregoing stipulation, the 90-day extension to discovery deadlines are granted as follows:

	<b>Old Deadline</b>	<b>New Deadline</b>
Final date to amend pleadings		
or add parties:	June 2, 2025	September 2, 2025
Plaintiff's initial expert disclosures:	June 2, 2025	September 2, 2025
Defendants' initial expert disclosures:	June 30, 2025	September 29, 2025
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No trial date has been set.

  
UNITED STATES MAGISTRATE JUDGE

DATED: April 22, 2025

Case No. 2:24-CV-02086-APG-EJY

Respectfully submitted by:

**EVANS FEARS SCHUTTERT MCNULTY MICKUS**

/s/ Jay J. Schutttert

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